



**MICHIGAN**  
**HOUSE OF REPRESENTATIVES**  
P.O. Box 30014  
LANSING, MICHIGAN 48909-7514

**MINUTES OF THE COMMITTEE**  
**ON**  
**CRIMINAL JUSTICE**

Tuesday, March 3, 2015                      9:00 a.m.                      Room 327 House Office Building

The House Standing Committee on Criminal Justice was called to order by the Chair.

Members present: Reps. Heise, Webber, Howrylak, Courser, Lucido, Guerra, Hovey-Wright.  
Members absent/excused: Rep. Chang.

Representative Lucido moved to adopt the February 24, 2015 minutes. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 4069, HB 4135, and HB 4169 before the committee:

HB 4069 (Santana)                      Criminal procedure; youthful trainees; eligibility criteria for youthful trainee program; modify.

HB 4135 (Heise)                      Criminal procedure; youthful trainees; revocation of trainee status under Holmes youthful trainee act for committing certain subsequent crimes; provide for.

HB 4169 (Hovey-Wright)                      Criminal procedure; sentencing; option of placing individual in prison under the Holmes youthful trainee act; eliminate.

Judge Switalski, representing the Michigan Judges Association, testified on all the bills.  
Questions and discussion followed.

Kyle Kaminski, representing the Michigan Department of Corrections, testified on the proposed substitute to HB 4169.

The following people submitted a card in support of HB 4069, but did not wish to speak:

Kristen Staley, representing the Michigan Council on Crime and Delinquency.  
Bill Vailencourt, representing the Prosecuting Attorneys Association of Michigan.  
Noah Smith, representing the Criminal Defense Attorneys of Michigan.

Shelli Weisberg, representing the American Civil Liberties Union of Michigan, submitted a card in support of the bills, but did not wish to speak.

Noah Smith, representing the Criminal Defense Attorneys of Michigan, submitted a card with a neutral position on HB 4135 and HB 4169, but did not wish to speak.

Substitute (H-1) was previously adopted to HB 4069 on 02/17/2015.

Representative Webber moved to report with recommendation HB 4069, as substitute (H-1). The motion prevailed 7-0-0.

**FAVORABLE ROLL CALL**

Yeas: Reps. Heise, Webber, Howrylak, Courser, Lucido, Guerra, Hovey-Wright.  
Nays: None.  
Pass: None.

Representative Guerra offered the following amendment to HB 4135:

1. Amend page 1, line 10, after "**INDIVIDUAL**" by inserting "**PLEADS GUILTY TO OR**".

Representative Guerra moved to adopt the amendment to HB 4135. The motion prevailed 7-0-0.

**FAVORABLE ROLL CALL**

Yeas: Reps. Heise, Webber, Howrylak, Courser, Lucido, Guerra, Hovey-Wright.  
Nays: None.  
Pass: None.

Representative Guerra moved to report HB 4135, as amended, as substitute (H-1). The motion prevailed 7-0-0.

**FAVORABLE ROLL CALL**

Yeas: Reps. Heise, Webber, Howrylak, Courser, Lucido, Guerra, Hovey-Wright.  
Nays: None.  
Pass: None.

Representative Hovey-Wright adopt substitute (H-1) to HB 4169. The motion prevailed 7-0-0.

**FAVORABLE ROLL CALL**

Yeas: Reps. Heise, Webber, Howrylak, Courser, Lucido, Guerra, Hovey-Wright.  
Nays: None.  
Pass: None.

Representative Hovey-Wright moved to report with recommendation HB 4169, as substitute (H-1). The motion prevailed 7-0-0.

**FAVORABLE ROLL CALL**

Yeas: Reps. Heise, Webber, Howrylak, Courser, Lucido, Guerra, Hovey-Wright.  
Nays: None.  
Pass: None.

Representative Guerra moved to excuse Representative Chang. There being no objection, the motion prevailed by unanimous consent.

There being no further business before the committee, the Chair adjourned the meeting at 9:22 a.m.

**Representative Kurt Heise, Chair**\_\_\_\_\_

Angie Lake, Committee Clerk  
House Criminal Justice Committee  
[alake@house.mi.gov](mailto:alake@house.mi.gov)